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OFFICE OF PETITIONS

Fox Rothschild, LLP
2000 Market Street
Philadelphia, PA 19103

In re Application of :
Florence Henry et al. :
Application No. 10/597,964 :
Filed: January 16, 2007 :
Attorney Docket No. C 2925 PCT/US :

DECISION ON PETITION

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed March 30, 2009, to revive the above-identified application.


The petition is **GRANTED**.

The application became abandoned for failure to file a proper reply in a timely manner to the non-final Office action mailed May 21, 2008, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on August 22, 2008. A Notice of Abandonment was mailed on December 30, 2008.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an amendment after non-final, (2) the petition fee of \$1,620, and (3) a proper statement of unintentional delay. Accordingly, the amendment is accepted as being unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Kimberly Inabinet at (571) 272-4618.

This application is being referred to Technology Center AU 1655 for appropriate action by the Examiner in the normal course of business on the reply received March 30, 2009.


Carl Friedman
Petitions Examiner
Office of Petitions